The Question of Selling Liquor Without License.

CANNIBALISM EXEMPLIFIED.

Debate on Appeal of a Cruelty to Dogs Case.

Berg Discovers a Dog Working a Treadmill.

John O'Donnell brought suit against the city for \$8,138, for materials furnished the Harlem Court ionse. The case came to trial yesterday, before Judge Lawrence, of the Supreme Court, who dismissed the claim on the ground that the Court House Commissioners were the parties to build the Court House, and If a regular department of the city like the Commissioners of Charities and Correction could not make the city liable for its acts, as was decided in the Maximilian case, much less could the city be held liable for the acts of a commission which was not a department of

the city at all.
Sigmund S. Peyer laid an assessment of \$424-75 on property of his own. Subsequently he had the assessment declared void and brought suit ignibst the city for the repayment of the money. judge Lawrence dismissed the complaint on the ground that, being a voluntary payment in settlement of a disputed claim, he could not maintain

en action for its recovery.

John Courtney, in March, 1869, while in the employ of Bohn & Co., of the Merchants' Steamship line, was injured by a bale of cotton falling on ness of a delivery clerk in the same employ and so brought suit against his employers for damages. The case has already been tried twice, having once gone to the Court of Appeals. The third trial began yesterday before Judge Monell, of the Superior Court, when the former defence was raised -that of contributive negligence. The case

a still on.

Mme. Jouvin, the French modiste who was indicted, tried and convicted of having smuggled a quantity of rich dresses and costly ladies' wearing apparel of various descriptions, was yesterday discharged from imprisonment, she having put in the full term of sentence—three months. When brought to the Marshal's office and interrogated as to the payment of the fine imposed with the imprisonment (\$2,000), she pleaded inability to pay it. This portion of the sentence was remitted and Mme. Jouvin was discharged.

Edward J. Woodward, charged with embezzling a letter from the Post Office, was yesterday put on trial in the United States Circuit Court and acaultted.

Abraham Gardner, indicted in the United States Court for embezzing letters from the United States mail, pleaded guilty and was remanded for

Joseph Clearland pleaded guilty to selling unstamped cigars and was remanded for sentence.

SELLING LIQUOR WITHOUT LICENSE. The case of Sigismund Schwab, which some time ago was brought conspicuously to public notice through his trial and conviction in the Court of Over and Terminer on a charge of sell ing liquor without a license, was up for argument yesterday in Supreme Court, General Term, before Judges Davis, Daniels and Brady. Schwab, as will be remembered, was sentenced to thigry days' imprisonment in the City Prison and to pay a fine of \$200, but after paying his fine and serving filteen days of his sentence he was released on bail by Judge Donohue. Meantime an appeal was taken from the judgment of the Court of Oyer and Terminer, and it was on this appeal that the argument has had more than usual interest attached to the case, it being a test suit, and but its final resuit depending the disposition of a host of similar indictments against other parties. The appellant was represented by Messra. A. Oakey Hail and John McKeon, and the prosecution by District Attorney Phelps, it was urged in support of the appeal that the acts of 1857 and 1870, in relation to the sale of intoxicating liquors in this city, creat a locate offence of selling liquor without a liceuse, that the indictment was delective in not averring a particular description of the place where the offence was committed, and that the place must be specified in such a mannerato show that the Court has lurisdiction of the offence. It was lurther urged that there is no statute under which the defendant can be indicted. After giving a statement of the legislation on the subject of the excise laws since 1857 in proof of this point, counsel proceeded to urge, in addition, that as the Commissioners of Excise had not fixed a license lee they were not in a condition to grant licenses to detendant or any other party, and that the Court having erred in relusing to charge that the prosecution having raised by the opposing counsel. He claimed that it was only necessary to mention the ward in which the offence was committed; that the sole question was whether the deendant sold liquor without a license; that this fact was cearly proved; that there could be no doubt as to the power of the Board of Excise to grant licenses. Schwab, as will be remembered, was sentenced to thirty days' imprisonment in the City Prison

question was whether the desendant sold liquor without a license; that this fact was clearly proved; that there could be no doubt as to the power of the Board of Excise to grant licenses, and that the selling without iteense of any sort of wine is clearly within statutory prohibition.

At the close of the argument the Court took the papers, reserving its decision.

A CASE OF CANNIBALISM. James Burke and James McLoughlin were in an t ptown barroom, and, having drank pretty freely naturally got into a political discussion, and quite as naturally wound up by getting into a fight. It is not recorded which got the best of the argument, but it is quite sure that McLoughin got the worst of the fight, for he came away
minus a portion of his left ear. The latter gentieman, discoinfied, but not wholly discouraged,
thought to get the best of his antagonist by taking the case into the courts. He accordingly made
a complaint against the cannibalistic Burke,
who was arrested and indicted for mayhem, and
tried before Recorder Hackett, in the General
Sessions, convicted and sentenced to State Prison
for fifteen years. An appeal was taken from this
judgment to the Supreme Court, General Term,
where the case came up for argument yesterday,
Mr. Peter Mitchell appearing for the appellant and
District actoricy Phelips appearing on behalf of
the people. The prisoner's counsel made a
lengthy and ingenious argument, the main join
of which was showing that biting off the portion
of an ear is not mayhem, either at common law or
though the statute. On the other side it was
calmed that there was no ground for disturbing
either the judgment or conviction and insisted
that they should be affirmed. The Court took the
papers. the argument, but it is quite sure that McLough-

THE DOG AND THE TREADMILL. The huge black mastiff which was found by one of Mr. Bergn's officers operating on a treadmill at the cider press of Charles W. Walker, corner of Broadway and Houston street, is still made the basis of protound legal inquiry into the question whether Mr. Walker, through such employment of whether Mr. Walker, through such employment of bis dog, rendered himself liable to any of the penalties attached to the violation of the act relating to the prevention of crueity to animals. Mr. Walker was tried in the Court of Special Sessions, which tribunal fined him \$25. Mr. Walker was not pleased with this result, and at his instance the case was carried on appeal to the Supreme tourt, deneral Term, where a lengthy argument was had yesterday, Mr. H. O. Southworth appearing for Mr. Walker and the dog and District Attorney Phelps appearing for the people and Mr. Seigh.

toring Pheips appearing for the people and Mr. Seigh.

Mr. Southworth went into an extended argument. He claimed that, as a question of law, here was no cruelty proven; that there was no evidence of malice; that the dog was being used for a useful purpose; that if his neck was chaided there was no proof it was not done casually, and that the dog looking sick or having angina pectors, as described by ex-Mayer Hall, one of the witnesses, was not evidence of cruelty. A good snare of the argument was as to the jurisdiction of the Court, it being claimed that the accused having elected to be tried at the General Sessions, could not be tried at the Special Sessions.

In reply to the argument Mr. Pheips was at once learned and lengthy, pathetic and prolound. He claimed that the arrest, trial and conviction were in compliance with the law. He dwell upon the fact that the treadmill has long been recognized as a method of legal prison discipline and punishment, in which connection he cited "Old lailey Experiences" and "Webster's Dictionary," When he bad concluded the Court took the papers, reserving its decision.

A FORECLOSURE SUIT AND FRAUDULENT AS-

Louise A. Calvo and subsequently conveyed the same to Charles R. Leslie. The latter gentleman procured an extension from Mrs. Calvo in the time of payment, and, that baving expired, she brought a forecissure suit and asked judgment that Davies pay any deficiency, that may arise. Mr Davies demarred to the complaint, and in a decision given in the case yesterday Judge Van Brunt sustained the demarrer holding that after his conveyance he was merely a surety to Leshe and that the extension of time was such an alteration of the original contract as to relieve him.

In the suit of Curches against Schloss Judge Van Vorst gave his decision yesterday. The suit was to declare a certain insolvent assignment void. The Court finds that the schedule of creditors to be paid now, attached to the assignment, was not attached to it when it was acknowledged. He holds that the insolvent debtor thus retained in his hands a power over his creditors, which amounted to fraud in law and makes the assignment absolutely void. procured an extension from Mrs. Calvo in the time

SUPERIOR COURT-TRIAL TERM-PART 2.

Before Judge Van Vorst. MONEY PAID IN EXCESS OF TERMS OF SETTLE-

MENT. Simonsfeld et al. vs. Reckel & Woolf. In November, 1873, the plaintiffs failed, and made a settlement with their creditors at forty per cent. The delendants rejused to sign unless they were paid in full, and obtained from the plaintiffs two notes of \$150 each, being for additional sixty per cent of the indebtedness, and they then signed the composition paper and received the forty per cent in pursuance thereof. Before the maturity the defendants transferred the sixty per cent notes to Joseph Beckel, who became a bona fide holder of the same and collected the amount from the of the same and collected the amount from the plaintiffs. The plaintiffs thereupon brought this action to recover the amount so paid. Judge Van Vorst, before whom the case was tried yesterday, directed a verdict for the plaintiffs, and, in doing so, stated that if the defendants themselves had sued upon the extra notes they could not have recovered. By transferring the notes before materity they deprived the plaintiffs of the opportunity to interpose the defence of fraud, and there remained no other remedy but for the plaintiffs to bring this action to recover back this money. It was not a voluntary payment, nor were the parties in pari delicto. The extra notes were a fraud upon the creditors and were void.

Creditors and were void.

With the exception of a similar case recently dewith the exception of a similar case recently de-cided in the Marine Court, General Term, this is the only case ever tried of the kind in this State, aithough there are numerous English decisions on the subject. Blumenstiel & Archer, attorneys for plaintiffs; C. J. Hail, attorney for delendants.

DECISIONS.

SUPREME COURT-CHAMBERS.

By Judge Lawrence.

Martin ex, &c., vs. Heinwick et al.—I think that
the examination should proceed under the order heretolore granted.
Young vs. Stevens; Brown vs. Fry.—Memorandums for counsel.
Chapin vs. Dobson.—The taxation by the Clerk is affirmed.

is affirmed.

Hank vs. Crawford et al.—Motion denied, with costs.

Pollock vs. Gwynn.—Default is opened on terms stated in memorandum.

Clementz vs. Rooinson et al.—Motion for the appointment of a receiver is denied, without costs.

Vandewater vs. Brady.—Motion to v. cate order of arrowing or other productions.

pointment of a receiver is denied, without costs.
Vandewater vs. Brady.—Motion to vacate order of arrest is granted.
Lacey vs. Allen.—The motion to vacate order of arrest is denied, with costs.
Kohn vs. Kalischer.—Motion to vacate attachment is denied, with costs.
Laughran vs. Scholtz.—Motion to vacate order of arrest is denied, with costs.
Smith vs. Smith.—Report sent back to referee for reasons stated in memorandum.
Lambet tson vs. Van Boskerck.—Motion to vacate order of arrest is denied, with costs.
Powell vs. Powell.—There must be a reference to ascertain the proper sum to be paid to delendant as temporary almony and for counsel iee, &c.
Statapheccker et al. vs. Oakley.—In this case the cause of action and the ground of the arrest are different. From a careful perusal of the affidavity submitted it seems to me very doubtful whether the defendant was guilty of any such fraudient representations in contracting the debt as to justify his arrest. As there is a conflict of evidence on this point I shall order a reference to take proof as to the representations made by the defendant to the plaintiff, and as to the circumstances under the indecteuness to the plaintiff, and to report the evidence, with his opinion thereon.

Hirsch vs. Hirsch.—Report of referee is con-

Hirsch vs. Hirsch.—Report of referee is confirmed, and decree of divorce is granted to plain-Schmidt, &c., vs. Levy.—The order granted by default on the 15th of February is vacaled, without costs, and motion is restored to the Chambers calendar for the 19th inst., at eleven A. M. Dietz vs. Dietz.—Motion cenied, on the ground that it does not appear that the plaintiff can succeed in her suit while the judgment of the Superior Court stands unreversed. No costs.

Bruff vs. Security Insurance Company.—In this ease I wish to hear counsel as to the power of the Court to grant an allowance.

By Judge Donobue.

Winter vs. Urange and Alexandria Railroad Company et al.—auction denied. Viremonday vs. Nitsch.—Motion denied. Memo-

randum.
Cram vs. Clancy.—Granted.
Blancard vs. Blancard.—Report of referee confirmed and decree of divoice granted to plaintiff.
Murphy vs. Haas.—Memorandum.
Ball vs. Kerr.—Motion granted. Ball vs. Kerr.—Motion granted. In the matter of the Commercial Printing Tele-graph Company.—Order granted.

SUPREME COURT-SPECIAL TERM.

By Judge Van Vorst.

Kirchels vs. Sculoss.—Judgment for plaintif, lee opinion.

By Judge Van Brunt.

Hewson vs. Townsend: Calvo vs. Davis et al.—
Demurrers sustained. See opinion.

Kelsey et al. vs. Hegeman et al.—See opinion.
Skidmore vs. Fuller.—Demurrer overraied.

De Wolf vs. Owen.—Memorandum for counsel SUPREME COURT-CIRCUIT-PART 2.

Haden vs. Coleman.—Motion for new trial granted.

SUPERIOR COURT-SPECIAL TERM.

By Judge Freedman.

By Judge Freedman.

Isaacs vs. the New York Plaster Works.—Neither the case nor the postponed amendments contain the references to the atenographer's minutes, required by rule 43 of the general rules and by rule 11 of this Court. Another defect is that the papers submitted contain too many erasures and interlineations.

submitted contain too many erasures and interlineations.

By Judge Curiis.

Alfaro vs. Davidson et al.—Order settled.
Stanton vs. Freeman.—Motion granted; costs to abide event of suit.
President, &c., of the Insurance Company of North America vs. Scott et al.—The affidavit should be in accordance with new rule. No application dismissed without prejudice. Delendants' costs of opposing to abide event of suit.

Clow vs. Faris.—Motion to amend complaint granted on payment of defendant's costs since notice of trial and costs of opposing motion.

Maryott vs. Tayer.—Motion granted.
Faik vs. Kamp.—Motion to amend complaint granted on payment of defendant's costs since notice of trial and trial fee for February term, and costs opposing motion.

and costs opposing motion.

Wenle vs. The Bowery Savings Bank.—Motion to substitute Weiss as defendant granted. MARINE COURT-PART L

MARINE COURT—PART L

By Chief Justice Shea.

Downey vs. Kavanagh.—Motion for a new trial on my minutes denied. The special finding of the jury that the defendant was not a principal in the transaction comprehends all minor parts and is entirely decisive of the cause. Order to be settled on two days' notice by either party.

Scott vs. Wright.—Judgment for defendant, with costs and allowance. An opinion will be written in this cause if either party desire it, for the purpose of reviewing this decision, which is chiefly predicated upon the ground that at the time of the transaction ine title to the goods was by operation of law already for its downward of the following of the plaintiff could convey no title.

Francis M. Hong vs. R. J. Roberts et al.—Motion for a new trial denied. The special findings of the jury are decisive of this cause and are a verdict that the overflowing of the water on the defendants' premises was, owing to their negligence, and that injury was done to plaintiff's property by that water coming in upon the part of the premises occupied by the plaintiff.

James Collins vs. Feirx Murphy.—The motion for new trial denied. The delivery of the goods upon the premises of the defendant; the conversation with the defendant previous to that delivery; the inquiry to the defendant was not as to the responsibility of Mr. McClosky, but whether the delivery to the defendant was right—these and other circumstances made it proper to submit the question to whom credit was right—these and other circumstances made it proper to submit the question to whom credit was then given, to the jury. Their verdict is, upon such construction of inct, decisive. Order can be settled by either party on two days notice.

Benjamin Carpenter vs. John H. Boynton.—Motwo days' notice.

Benjamin Carpenter vs. John H. Boynton.—Motion for a new trial denied.

Kastor vs. Lion.—Motion denied.

Ram vs. Weston; Nullgan vs. McManus; Green vs. Compton; Price vs. Couen; Barnett vs. Conen.—Opinion filed.
Wright vs. Hartman; Colligan vs. Barclay; Braumlich vs. Landsburg.—Orders settled and

Suprement, in which connection he cited "Old bled. Cohen vs. Sliver; Cleuzat vs. Johott.—Motions to vacate orders of arrost granted on delendants to vacate orders of arrost granted on delendants suprement.

Supreme Court—Special Term.

Before Judge van Brunt.

Before Judge van Brunt.

Foneclosure suit and fraudulent assignment.

Signment.

Thomas Davies morigaged his preperty to Mrs.

Brauminch vs. Landsburg.—Orders settled and field.

Cohen vs. Sliver; Cleuzat vs. Johott.—Motions to vacate orders of arrost granted on delendants suit and to sue.

Tensker vs. Robbins; Averili vs. The New York Loan and Indemnity Company; Cummings vs. Hart; Grady vs. Maioney; Duryce vs. Rhodes; Klein vs. Rudolpn.—Motions denied.

Wilmore vs. Levy.—Motion will be granted undertaking in \$250 to pay all damages caused by the stay, the undertaking to be approved by me.

Wadsworth vs. Jessup; Nash vs. Calkins .-

Wadsworth vs. Jessup; Nash vs. Calkins.—
Motion to open defaults granted, &c.
Wilham O. Linthienm vs. McGill; Reichimeister
vs. Leovon; Tippans vs. Pabst; Abelson vs. Hassen; Araold vs. Homitz; Newhauser vs. Green;
Davis vs. Schiessinger; Kiein vs. Rudoiph.—
Motions granted, &c.
Morrissey vs. Cook; Merrill vs. Christie; Gillig vs.
Specnt; West Bradley vs. Carr Manufacturing
Company; Holmes vs. Smith; Ohio vs. Keyser;
Reed vs. McNichol; Waddy vs. Doscher; Boite vs.
Wilson; Boite vs. Dickson; McKeon vs. Vauweir;
McClore vs. Tiem.—Motion to advance causes
granted.

McClore vs. Tiem.—Motion to advance causes granted.

Harrman vs. Kent.—Motion granted with costs and \$10 costs of motion, &c.

Wing vs. Ernst.—Motion denied.

Lynch vs. Tobias; De Lave vs. Leamy; Ebecke vs. Leamy.—Motions granted.

Townsend vs. Menzesheimer.—Motion granted on stipulating not to sue.

By Judge Alker.

The Architectural Iron Works vs. Weber.—Case settled and filed.

By Judge Gross.

Gibson vs. Peck.—Motion denied, with \$10 costs.

See memorandum.

COURT OF GENERAL SESSIONS. Before Judge Sutherland.

A BOARDING HOUSE THIEF. William Hanford, alias Charles May, against whom were three indictments, pleaded guilty to one charging him with entering the dwelling house of Dewitt Beardsiey on the 15th of February and stealing a ring and a pistol. As the prisoner was a professional bearding house thief His Honor sentenced him to the State i rison for seven years.

PLEAS AND SENTENCES. Robert Relistab, a youth who was indicted for breaking into an unoccupied house in East Broadway on the 12th of February and stealing \$25 way on the 12m of reordary and seeming \$25 worth of lead pipe, pieaded guilty to an attempt to commit the offence. Remanded for sentence. Valentine Dahren, who was coarged with stabbing John Homon on the 27th of February, pleaded guilty to assault and battery. There were mitigating circumstances which led to the acceptance of this plea. Sentenced to the Penitentiary for twelve months.

of this plea. Sentenced to the Penitentiary for twelve months.

James Keily and William McVay, who on the 5th of this month entered the office of the Hudson River Railroad Company and stole lamps valued at \$45, piended guilty to an attempt at burglary in the third degree. Both sentenced to the State Prison for one year.

Thomas Biglin pleaded guilty to stealing a watch, worth \$35, on the 24th of December, from the person of Patrick Doherty. State Prison for five years.

Samuel Ritner, a boy, was charged with attempting to pick the pocket of Richard Bagott; but the evidence was so slight that the jury promptly rendered a verdict of not guilty, the accused having proved an excellent character for

PELONIOUS ASSAULT BY GIRLS. Carrie Rogers, a colored girl, was tried and con-S. Horton. The evidence was that she was employed as a domestic in his employ at No. 43 eventh avenue, and that, upon learning she was going to be discharged, she went into a room where the Doctor was putting up a stove and hit

where the loctor was putting up a stove and not him several blows on the head with a slungshot. She swore that the companiant assaulted her first. The City Judge sentenced the prisoner the State Prison for eight years.

Mary Ann Moran pleased guilty to an assault with intent to do bodily harm, the allegation being that on the 10th of this month she cut Amelia Foster in the face with a knile. His Honor sent her to the State Prison for one year. A DISAGREEMENT.

Michael Sullivan, a plumber, was charged with

burgiariously entering the liquor cellar of John McArdle, No. 123 avenue D, on the 16th of February. He was caught on the premises but no property had been removed. The accused claimed that he was so intoxicated as to be unable to remember how he got into the cellar, and respectable witnesses proved his good character for honesty. The jury were unable to agree upon a verdict and were discharged.

JEFFERSON MARKET POLICE COURT. Beiore Judge Otterbourg. SUNDAY MORNING BURGLARY.

A lager beer saloon kept by Henry Thompson. at 203 South Pith avenue, was broken into early on Sunday morning and a quantity of cigars and other property, valued in all at \$14 50, was carried away. Two men, named William Gibbons and Patrick Johnston, alias Peter Donnell, who were seen loitering around the premises at jour o'clock on Sunday morning, were arrested yesterday, by Officer Mullingan, of the Eighth precinct. They were held in \$1,000 ball each to unswer.

ESSEX MARKET POLICE COURT. Before Judge Bixby. STABBING AFFRAY

John Quinn got into an altercation with Thomas Hoey, of No. 58 Henry street, on Sunday night, and cut him in the chest with a knife. Quinn was arrested by Officer John Mohr, of the Soventh precinct, and arraigned at the above Court jesterday. He was held in \$500 ball to answer. AN IRATE POLICY PLAYER.

John A. Foster, of No. 536 Broome street, came before Judge Bixby yesterday, and said he wished to make a complaint against John Kuppell, of No. to make a complaint against John Kuppell, of No. 207 Stanton street, of Selling lottery policies. Mr. Foster stated that he had been playing policy for a long time and had lost a great deal of money, and thought it was time all such places should be broken up. A warrant was granted and placed in the hands of Officer Hiram Chandler, of the Court squad, who acrested John Kuppell yesterday afternoon. The prisoner was held in \$1,000 to

COURT CALENDARS—THIS DAY.

SUPREME COURT—CHAMBERS.—Nos. 9, 35, 36, 50, 55, 61, 72, 74, 75, 76, 77, 92, 93, 94, 100, 107, 108, 109, 110, 126, 127, 132, 133, 143, 171, 176, 182, 184, 183, 219, 224, 225, 246, 247, 248, 249, 250, SUPREME COURT—GENERAL TERM—Held by Judges Davis, Brady and Daniels.—Nos. 70, 185, 136, 72, 81, 90, 119%, 139, 140½, 141, 141½, 77, 87, 93, 95, 130, 82, 142, 143, 144.

SUPREME COURT—SPECIAL TERM—Held by Judge Van Brust.—Nos. 61, 167, 149, 156, 218, 219, 220, 224, 229, 233, 235, 236, 237, 239, 81, 212, 242, 244, 240, 246, 110, 248, 54, 99, 330.

SUPREME COURT—CIRCUIT—PART 2—Held by Judge Van Vorst.—Nos. 1306, 1166, 1233, 462½, 1176, 1276, 1222, 330, 1236, 1242, 1308, 463, 1240, 1000, 1000½, 1094¼, 778, 870, 1246, 1262, 1364, 2348, 1374, 1376, 1378, Part 3—Held oy Judge Lawrence.—Nos. 775, 1187, 55, 877, 1557, 1663, 1079, 77, 831, 917, 1237, 1119, 923, 805½, 963, 1057, 79, 831, 917, 1237, 1119, 823, 805½, 963, 1057, 79, 295½, 837, 685½, 2241¼, 2261, 1011, 1023, 965, 931.

SUPREMOR COURT—TRIAL TERM—PART 1—Held by Judge Monell.—Nos. 507¼, 963, 943, 1789, 821, 699½, 489, 1240, 739, 896, 545, 959, 931, 1619, 977, Part 2—Held by Judge Freedman.—Hegemantys, Cantrell et al., Nos. 1046, 902, 754, 1188, 1188, 1178, 1039, 1094. COURT CALENDARS-THIS DAY.

Held by Judge Freedman.—Hegemannys. Cantrell et al., Nos. 1046, 992, 754, 1168, 1178, 778, 1003, 1094, 1016, 1052, 1192, 11925, 1194, 1196.
SUPERIOR COURT—GENERAL TERM.—Adjourned

SUPERIOR COURT—GENERAL TERM.—Adjourned for the term.

COMMON PLRAS—TRIAL TERM—Part 1—Held by Judge Robinson.—Nos. 1412, 1200, 2315, 1424, 1428, 509, 803, 1093, 1194, 1408, 1431, 1430, 1243, 1249, order—2135. Part 2.—Adjourned for the term.

COMMON PLRAS—GENERAL TERM.—Aulourned until Monday, April 5.

MARINE CUURT—TRIAL TERM—Part 1—Held by Judge Spaulding.—Ahlbeim vs. Fuick, Nos. 3413, 1750, 1566, 1199, 4172, 601, 1602, 1603, 1738, 1757, 1771, 1783, 2780, 1851, 2084, Part 2.—Held by Judge Shen.—Nos. 192, 1630, 3208, 2823, 1100, 1501, 4148, 667, 1480, 1694, 1595, 3272, 2720, 1640, 1182, Part 3.—Held by Judge Joachimsen.—Nos. 3273, 1607, 548, 3228, 3191, 3101, 1501, 1502, 3148, 67, 5114, 3116, 3117, 3275, 3073, 1699, COURT OF GENERAL SESSIONS—Held by Judge Sutheriand.—The People vs. Henry McCormack, felonious assault and battery; Same vs. William Martin, burglary; Same vs. Charles Strawbury, rape; Same vs. Charles Logus and Lathrop C. Ormsby, grand larceny; Same vs. James Hughes, grand larceny; Same vs. Theodore Bandeld, grand larceny; Same vs. James Hughes, grand larceny; Same vs. Theodore Bandeld, grand larceny; Same vs. Gulo Brown, grand larceny; Same vs. James Reid, grand larceny; Same vs. John Same vs. Oyer And Darter.—The People vs. John grand larceny; Same vs. The People vs. John Over and terminer.—The People vs. John Hughes, homicide; Same vs. James F. Buil, Ialso pretences.

POLICE COURT BUSINESS.

TO THE EDITOR OF THE HERALD:—
Knowing that the HERALD always seeks to do justice, I beg to correct a statement regarding the method of doing business in Judge Kasmire's Court. One of your correspondents comment upon the alleged fact that 350 prisoners were disupon the Riegical Mot that 300 prisoners were dis-posed of in a single morning. Now, I find from the record that on the day in question there were 223 prisoners brought to Court, 118 of whom were discharged in one batch, there being no com-plaints made against them—it being a police raid— which let 105 prisoners remaining in Court, who were disposed of as follows:—

Total.....POLICE CLERK. BROOKLYN COURTS.

SUPREME COURT-A SUIT AGAINST JAY GOULD

FOR THREE THOUSAND ONE HUNDRED AND

the defendant in the suit brought by Herman Methias, of New York, appeared before Judge Tappen and moved that the whole compaint be stricken out on the ground that it did not conform to the summons. The plaintiff recently brought suit in the Supreme Court. New York, to recover \$3,100 for goods purchased by Abraham Gould for a hotel at Long Branca, which is alleged to be owned by Jay Gould. The delendant says that the goods were not purchased for him; that he did not own the hotel, but only the ground on which it was built. it was built.

Judge lappen took the papers and reserved his decision.

COURT OF SESSIONS-ARRAIGNMENT OF CRIM-INALS.

Before Judge Moore and Associate Justices. The following named persons were arraigned in the Kings County Court of Sessions yesterday to the Kings County Court of Sessions yesterday to plead to the indictments against them:—Louis Dickman, indicted for assault and battery, with intent to kini, plead not guilty; Joseph Russell, for burgiary in the third degree, plead not guilty; Thomas Brannigan plead not guilty to a charge of assault and battery; John Golwin, Garret Walkers, William Pearsail and Garry Pearsail, all indicted for minor offences, plead not guilty. These cases will be tried on the 24th inst.

A STEAMSHIP SEIZED.

THE STEAMSHIP BENEFACTOR LIBELLED FOR

SINKING THE SCHOONER SUSAN WEIGHT. United States Marshai Harlow, acting under warrant of Judge Benedict, of the United States District Court of the Eastern district of New York, has attached the steamship Benefactor, belonging to Messrs. W. P. Clyde & Co., of this city, and plying to Wilmington, Savannah, &c., for having sunk the schooner Susan Wright on the 26th of February last. The amount for which action has been brought by the owner and crew of the schooner is \$103,693, and is composed of the tollowing claims:—Value of schooner, \$25,000; value of 462 noganeads and 200 coxes of sugar, \$75,000; personal effects and money, \$1,560; pro visions in schooner, \$150; freight in cargo, \$2,048. old and halled from Belleville, N. J., and was own by her captain (W. H. Mount), Adam Partridge, Gordon D. White, Aaron B. Longstreet, Dennis Ajon, Adam B. Jackson, Seneca Partridge

and Justice Nelson.
In the libel it is alleged that the schooner was run down by the negligence of the steamer, and

run down by the negligence of the steamer, and that the schooner, being close hauled to the wind, had the right of way.

How the Schooner was sunk.

On the 20th of last February the Benefactor, Captain Jones, left this port, bound for Sayannan, with a fair cargo of general merchandise, and all proceeded well till a quarter past ten o'clock in the morning, when of the Woodlands, near Squan, N. J., she ran into the schooner, which was maden with a cargo of sugar and bound from the port of Matanzas, in Cuba, for New York. A large hole was stove in the schooner's starboard quarter and she at once commenced filling. The captain was not even able to save his chronometer or the ship's papers, and all on board saved their lives by clambering aloft, hardly five minutes intervening from the time when she was struck by the steamer till only the tops of her masts were to be seen above water. The crew were taken off by the pilot boat Edmund Blunt No. 2, and transferred on board the Benefactor, which also had a hole in her port bow, close to the water line, which compelled her to return to New York for repairs.

What united States Marshal Harlow has to Say.

Last evening a Herald reporter called upon

repairs.

WHAT UNITED STATES MARSHAL HARLOW HAS TO SAY.

Last evening a Herald reporter called upon Marshal Harlow to ask why he had permitted the steamer to leave the port last Wednesday without ner being bonded, anthough she had een seized by him on the 9th inst, at the suit of the owners of the schooner. The Marshal said, "The case is thus:—The Benefactor had a large cargo on board, and was about sailing, and to prevent the owners being put to any unnecessary annoyance 1 consented to receive the guarantee of Messrs. Boardman & Boardman, and Messrs. Owens & Gray, the lawyers for the owners, that they would bond the steamer on her return. They offered that I should put one of my deputies on board, but I declined, as I can seize the steamer in any port of the United States, and from what I know of the wealth and respectability of the owners, they would not let her leave the jorisdiction of this country at this state of affairs. The Beneractor, I believe, will be at her wharf at pier No. 14 North River within two or three days, from Whimington, when she will be appraised and bonded."

WHAT THE CREW CLAIM.

The following is the claim of the scheoner's crew

William Hurst, personal effects 220 Charles Lucen, personal effects and money 215 Huga McAdams, personal effects, tools and money 795 John Collins, personal effects 175

THE STOCKVIS CASE.

WILL ANYBODY BE CENSURED BY THE CORONER'S JURY.

The inquest in this case, which for nearly two weeks has attracted so much public attention from the fact that Mayor Wickham first set the ball in motion by politely directing a member of the family how to ascertain the whereabouts of "John Doe," will be resumed at the Coroner's office, corner of East Houston and Mulberry streets, at one o'clock to-day. The Coroner has summoned so many witnesses that the inquest will likely not be closed before Saturday. Since the adjournment it is reported that the Coroner has obtained important information, but the nature of

obtained important information, but the nature of it has not transpired.

A high official of the Department of Charities and Correction yesterday, in speaking to the writer, incidentally remarked that, "as far as I have read the evidence in the case, I fail to find anything to censure anybody except the sergeant at the desk of the Fitty-hinth street station house, who received from Dr. Hersch a description of the man, and a lew minutes later locked him up under the name of John Doe; Justice Fiammer, who changed the complaint, as he testifies, after the officer had made the charge officially; Dr. James and Keeper Cunningham." This gentleman intimated that, in his opinion, the Grand Jury should take the case out of the thands of the Coroner, and proceed with the examination for themselves.

A. FOR RENT, UPRIGHT. SQUARE AND GRAND Pinnos of our own make; also for sale, a number of fine second hand Pinnos, in perfect order. WILLIAM KNABE & CO., No. 112 Fifth avenue, above Sixteenth at A CLOSING OUT SALE OF LARGE AND ELE-gant stock of Planos at half price, by order of ad-ministrative of Barmore's estate; 368 Bleecker street; fully warranted and all the latest improvements.

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LAT SIX NIGHTS.

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